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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 MARTIN JARVIS,

9 Plaintiff,

10 v.

11 NANCY A. BERRYHILL, Deputy
12 Commissioner of Social Security for
13 Operations,

14 Defendant.

Case No. C16-5724-JPD

ORDER AND JUDGMENT


15 This matter comes before the Court on remand from the U.S. Court of Appeals for the
16 Ninth Circuit, which granted the parties' stipulation to vacate the Court's prior judgment and
17 remand this matter to the Commissioner for further proceedings. Dkt. 20, 24. The Ninth
18 Circuit directed this Court to effectuate the remand in accordance with the terms of the parties'
19 stipulation (Dkt. 20), which the Court hereby does.

20 According to the parties' agreement (Dkt. 27), this case is remanded under sentence
21 four of 42 U.S.C. §405(g) to the Commissioner for a de novo hearing and a new decision. The
22 Commissioner will evaluate the additional evidence submitted, including the evidence of
23 Plaintiff's subsequent award of benefits, and reevaluate the medical evidence pursuant to the
24 provisions of 20 C.F.R. §404.1527 and Social Security Ruling 17-2p, explaining the weight
25 given to each opinion and providing legally sufficient reasons if rejecting an opinion. The
26 Commissioner will evaluate Plaintiff's mental impairments in accordance with the special

1 technique described in 20 C.F.R. §404.1520a, documenting application of the technique in the
2 decision by providing specific findings and appropriate rationale for each of the functional
3 areas described in 20 C.F.R. § 404.1545. The Commissioner will reevaluate Plaintiff's
4 maximum residual functional capacity (20 C.F.R. §404.1545 and Social Security Rulings 85-
5 16 and 96-8p. If warranted, the Commissioner will obtain evidence from a psychological
6 medical expert concerning the nature and severity of Plaintiff's mental impairments, and to
7 assess any limitations (20 C.F.R. §404.1527). If warranted, the Commissioner will obtain
8 evidence from a vocational expert to clarify the effects of the assessed limitations on Plaintiff's
9 occupational base. No aspect of the administrative law judge's prior decision is affirmed, and
10 Plaintiff may submit additional evidence and arguments on remand.

11 Accordingly, the Commissioner's decision in this case is REVERSED and
12 REMANDED for further proceedings, judgment is entered for Plaintiff, and this case is closed.

13 DATED this 2nd day of July, 2018.

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16 JAMES P. DONOHUE
17 United States Magistrate Judge
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